

State of Illinois 91st General Assembly Final Senate Journal

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-FIRST GENERAL ASSEMBLY

64TH LEGISLATIVE DAY

WEDNESDAY, JANUARY 19, 2000

12:00 O'CLOCK NOON

No. 64

[Jan. 19, 2000]

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The Senate met pursuant to adjournment.
Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.
Prayer by Pastor David Upchurch, Rochester Christian Church,
Rochester, Illinois.
Senator Dudycz led the Senate in the Pledge of Allegiance.

The Journal of Wednesday, January 12, 2000, was being read when on motion of Senator Myers further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Thursday, January 13, 2000, was being read when on motion of Senator Myers further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would

stand approved. No corrections being offered, the Journal was ordered to stand approved.

REPORTS RECEIVED

The Secretary placed before the Senate the following reports:

The Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 1999, for the General Assembly Retirement System, State of Illinois, submitted by the State Retirement Systems.

The Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 1999, for the State Employees' Retirement System of Illinois, submitted by the State Retirement Systems.

The Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 1999, for the Judges' Retirement System of Illinois submitted by the State Retirement Systems.

A report on Private Business and Vocational Schools' Visitation and Complaint submitted by the State Board of Education as required by the Private Business and Vocational Schools Act 105 ILCS 425/14.2.

The 1998 Annual Statistical Report submitted by the State Board of Education in accordance with the Section 2-3.11 of the School Code of Illinois.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 49

Concurred in by the House, January 13, 2000.

ANTHONY D. ROSSI, Clerk of the House

[Jan. 19, 2000]

COMMUNICATIONS

OFFICE OF THE SECRETARY OF STATE
JESSE WHITE - Secretary of State

January 19, 2000

Honorable Jim Harry
Secretary of the Senate
Room 401
Capitol Building
Springfield, Illinois 62706

Dear Mr. Harry:

This office is forwarding herewith copies of the Legislative Committee Organization and Notification Of Vacancy from the Republican Legislative Committee of the Twentieth Legislative District declaring the existence of a vacancy in the office of Senator in the Ninety-First General Assembly in the Twentieth Legislative District, as a result of the resignation of Beverly Fawell, effective January 13, 2000.

Also enclosed are copies of the Appointment by the Republican Legislative Committee of the Twentieth Legislative District of **Peter Roskam**, 1897 Nottingham Lane, Wheaton, Illinois 60187, to the office of Senator from the Twentieth Legislative District, along with the Oath of Office.

Yours truly,

s/Jesse White
Secretary of State

CERTIFICATE OF LEGISLATIVE COMMITTEE ORGANIZATION

20th Legislative District)
)
STATE OF ILLINOIS)
COUNTY OF DUPAGE)

This is to certify that, in accordance with 10 ILCS 5/8-5, the Legislative Committee of the Republican Party of the 20th Legislative District met on the 15h day of January, 2000, in the Village of Wheaton, County of DuPage, and organized by electing the following officers in conformity with the Election Laws of this State.

Chairman: James "Pate" Philip
 321 S. Dominion Drive
 Wood Dale, IL 60191

Secretary: Gary King
 1s562 School Street
 Lombard, IL 60148

SIGNED: s/James "Pate" Philip
 Chairman

ATTEST: s/Gary A. King

[Jan. 19, 2000]

Secretary

NOTIFICATION OF VACANCY

Legislative Committee of the)
 Republican Party of the)
 20th Legislative District)
)
 STATE OF ILLINOIS)
 COUNTY OF DUPAGE)

WHEREAS, Senator Beverly Fawell, a member of the Republican Party, has resigned as Senator in the General Assembly for the Twentieth Legislative District;

WHEREAS, Senator Fawell's resignation was effective January 13, 2000;

NOW, THEREFORE, the Legislative Committee of the Republican Party of the Twentieth Legislative District does hereby find and declare that the office of Senator in the General Assembly for the Twentieth Legislative District is vacant.

SIGNED: s/James "Pate" Philip
 Chairman

Dated: January 15, 2000

**CERTIFICATE OF APPOINTMENT TO FILL VACANCY
 IN THE OFFICE OF SENATOR IN THE GENERAL ASSEMBLY
 IN THE TWENTIETH LEGISLATIVE DISTRICT**

Legislative Committee of the)
 Republican Party of the)
 20th Legislative District)
)
 STATE OF ILLINOIS)
 COUNTY OF DUPAGE)

WHEREAS, a vacancy has occurred in the office of Senator in the General Assembly in the 20th Legislative District of the State of Illinois by reason of the resignation of Beverly Fawell, a duly elected officer of the Republican Party from the 20th Legislative District of the State of Illinois; and

WHEREAS, The Legislative Committee of the Republican Party of the 20th Legislative District has met and voted to fill the vacancy in said office, as required by 10 ILCS 25/6;

NOW, THEREFORE, BE IT RESOLVED that the Legislative Committee of the Republican Party of the 20th Legislative Committee hereby appoints Peter Roskam of 1897 Nottingham Lane, Wheaton, Illinois, 60187, a member of the Republican Party, to the office of Senator in the General Assembly in the 20th Legislative District.

s/James P. Philip

Chairman

s/Gary King
Secretary

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s/Chris Heidorn
Member

Dated: January 15, 2000

ATTEST: s/Gary A. King

Secretary

OATH OF OFFICE

I do solemnly swear or affirm that I will support the Constitution of the United States, and the Constitution of the State of Illinois, and that I will faithfully discharge the duties of the office of State Senator for the 20th District to the best of my abilities.

s/Peter Roskam

January 17, 2000

s/S. Louis Rathje
Justice

January 17, 2000

REPORT FROM STANDING COMMITTEE

Senator Klemm, Chairperson of the Committee on Executive to which was referred **Senate Bills numbered 1358, 1359, 1360, 1361, 1362, 1363, 1364 and 1365** reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

MESSAGES FROM THE PRESIDENT

OFFICE OF THE SENATE PRESIDENT ILLINOIS SENATE

JAMES "PATE" PHILIP
SENATE PRESIDENT

January 19, 2000

Mr. Jim Harry
Secretary of the Senate
401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Senate Rule 2-10, I hereby revise the Senate Schedule for the week of January 24.

Please be advised that the Senate will be in session on Wednesday, January 26 and Thursday, January 27. We will not be in session on Tuesday, January 25.

Sincerely

s/James "Pate" Philip
Senate President

cc: Senator Jones
Speaker Madigan

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Representative Daniels
Courtney Nottage
Tim Mapes
Michael Tristano

OFFICE OF THE SENATE PRESIDENT
ILLINOIS SENATE

JAMES "PATE" PHILIP
SENATE PRESIDENT

January 19, 2000

Mr. Jim Harry
Secretary of the Senate
401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Senate Rule 3-1(b), I hereby increase the number of members designated to serve on the Judiciary Committee from 10 to 11. The number of majority caucus members shall be seven and the number of minority caucus members shall be four, effective immediately.

Sincerely

s/James "Pate" Philip
Senate President

cc: Senator Jones
Courtney Nottage
Carter Hendren

OFFICE OF THE SENATE PRESIDENT
ILLINOIS SENATE

JAMES "PATE" PHILIP
SENATE PRESIDENT

January 19, 2000

Jim Harry
Secretary of the Senate
401 State House
Springfield, IL 62706

Dear Mr. Secretary:

Please be advised that I have replaced Senator Fawell with Senator Parker as Chair of the Committee on Transportation and I am appointing Senator Dave Syverson as Vice-Chair of Transportation.

Also please be advised that I have appointed Senator Brad Burzynski to the Committee on Appropriations and Senator Peter Roskam to the Committees on Judiciary, Revenue and Transportation.

Sincerely

s/James "Pate" Philip
Senate President

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PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 260

Offered by Senator Noland and all Senators:
Mourns the death of Ryan Tucker McGinn of Peoria.

The foregoing resolution was referred to the Resolutions Consent Calendar.

Senator Cronin offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 261

WHEREAS, The Great TV Turn Off is an Elmhurst community program encouraging nearly 4,000 elementary school children and their families to turn off the television set and rediscover one another and their community; and

WHEREAS, During the week of February 10-16, 2000, every participating family will receive a Great TV Turn Off Guide outlining a daily schedule of special events in Elmhurst; each participating child will receive a button to wear during this time as an encouraging reminder that they have decided to turn off the television and tune in to their family, their community, and the world; and

WHEREAS, The Great TV Turn Off began with a group of Elmhurst parents and community leaders who believed in the benefits of

watching less television and is funded through donations and is made possible by the work of volunteers; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we support the Great TV Turn Off to be held February 10-16, 2000 in Elmhurst; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the organizers of the Great TV Turn Off.

INTRODUCTION OF BILLS

SENATE BILL NO. 1368. Introduced by Senator Cronin, a bill for AN ACT to amend the School Code by changing Sections 2-3.53, 21-7.1, and 21-16.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1369. Introduced by Senator T. Walsh, a bill for AN ACT to amend the Deposit of State Moneys Act by changing Section 23.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1370. Introduced by Senator T. Walsh, a bill for AN ACT to amend the Illinois Pension Code by changing Sections 13-302, 13-306, 13-308, 13-309, 13-310, and 13-311 and to amend the State Mandates Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1371. Introduced by Senator T. Walsh, a bill for AN ACT to amend the Mental Health and Developmental Disabilities Code by adding Section 3-701.5.

The bill was taken up, read by title a first time, ordered

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printed and referred to the Committee on Rules.

SENATE BILL NO. 1372. Introduced by Senator T. Walsh, a bill for AN ACT to amend the Mental Health and Developmental Disabilities Code by changing Sections 3-901 and 3-902 and adding Section 3-911.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1373. Introduced by Senator T. Walsh, a bill for AN ACT to amend the Interest Act by changing Section 2.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1374. Introduced by Senator Trotter, a bill for AN ACT regarding used tires.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1375. Introduced by Senator Trotter, a bill for AN ACT regarding underground storage tanks.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1376. Introduced by Senator Dillard, a bill for AN ACT to amend the Illinois Municipal Code by changing Sections 9-2-84 and 9-2-88.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1377. Introduced by Senator O'Malley, a bill for AN ACT to amend the Fire Protection District Act by changing Section 14.05.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1378. Introduced by Senator Cullerton, a bill for AN ACT to amend the Illinois Pension Code by changing Section 17-134 and to amend the State Mandates Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1379. Introduced by Senator Cullerton, a bill for AN ACT to amend the Illinois Pension Code by changing Sections 17-119 and 17-156.1 and to amend the State Mandates Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1380. Introduced by Senator Cullerton, a bill for AN ACT to amend the Illinois Pension Code by changing Sections 17-116 and 17-122 and to amend the State Mandates Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1381. Introduced by Senator Cullerton, a bill for AN ACT to amend the Illinois Pension Code by changing Section 17-119.1 and to amend the State Mandates Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1382. Introduced by Senator Silverstein, a bill
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for AN ACT to amend the Criminal Code of 1961 by changing Section 21-1.3.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1383. Introduced by Senator O'Malley, a bill for AN ACT to amend the Metropolitan Water Reclamation District Act by changing Section 7a.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1384. Introduced by Senator Lauzen, a bill for AN ACT concerning tobacco settlement proceeds.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1385. Introduced by Senator Molaro, a bill for AN ACT to amend the Illinois Pension Code by changing Section 17-134 and to amend the State Mandates Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1386. Introduced by Senator Molaro, a bill for AN ACT to amend the Illinois Pension Code by changing Section 17-131 and to amend the State Mandates Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1387. Introduced by Senator Hawkinson, a bill for AN ACT in relation to public and community service.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1388. Introduced by Senator Dillard, a bill for AN ACT to amend the Adoption Act by changing Section 6.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1389. Introduced by Senator Bowles, a bill for AN ACT concerning higher education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1390. Introduced by Senator Parker, a bill for AN ACT to repeal the Illinois Wine and Spirits Industry Fair Dealing Act of 1999.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1391. Introduced by Senator Radogno, a bill for AN ACT to amend the Environmental Protection Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1392. Introduced by Senator O'Malley, a bill for AN ACT to amend "An Act concerning real property", Public Act 91-459, approved August 6, 1999, by changing Section 5-10.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

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SENATE BILL NO. 1393. Introduced by Senator O'Malley, a bill for AN ACT to amend the Illinois Vehicle Code by changing Sections 18c-7401 and 18c-7402.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1394. Introduced by Senators Dudycz - Shaw, a bill for AN ACT to amend the Illinois Vehicle Code by changing Section 6-109.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1395. Introduced by Senators Dudycz - Shaw, a bill for AN ACT to amend the Illinois Vehicle Code by changing Sections 6-401, 6-402, and 6-411.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1396. Introduced by Senator Link, a bill for AN ACT concerning property taxes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1397. Introduced by Senators Bowles - Sieben, a bill for AN ACT concerning industrial hemp.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1398. Introduced by Senator Radogno, a bill for AN ACT to amend the Animal Welfare Act.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

SENATE BILL NO. 1399. Introduced by Senator Halvorson, a bill for AN ACT concerning property taxes.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Rules.

At the hour of 12:28 o'clock p.m., Senator Watson presiding.

Senator Karpiel announced that there will be a Republican caucus immediately upon adjournment.

Senator Smith announced that there will be a Democrat caucus immediately upon adjournment.

At the hour of 12:29 o'clock p.m., on motion of Senator Weaver, the Senate stood adjourned until Thursday, January 20, 2000 at 9:00 o'clock a.m.

[Jan. 19, 2000]